

#7

UNITED STATES RECEIVING OFFICE (RO/US)

Re	International Appln. No. PCT/CN03/00814
International Filing Date	24 September 2003 (24.09.2003)
Applicant	XU, Kexin
U.S. Serial No.	10/528,522
U.S. Filing Date	March 18, 2005
Title of Invention	AN OPTICAL DETECTION METHOD FOR SEPARATING SURFACE AND DEEPNESS
Agent's File	T38.12-0001

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

EV661605965US

October 11, 2005

"Express Mail" Mailing Number

Date of Deposit

I hereby certify that the following are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

1. \$65.00 Fee-furnishing Oath/Declaration later than 30 months from earliest claimed priority date
2. Executed Combined Declaration and Power
3. Supplemental Information Disclosure Statement including PTO 1449
4. Copies of non-U.S. references
5. Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US)

10/17/2005 ATRAN1 00000153 10528522

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65.00 DP


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Rec'd PCT/PTO

11 OCT 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/528,522	Kexin Xu	T38.12-0001

INTERNATIONAL APPLICATION NO.

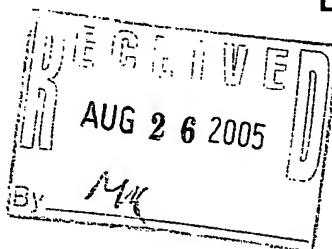
PCT/CN03/00814

IA. FILING DATE	PRIORITY DATE
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09/24/2003

09/29/2002

CONFIRMATION NO. 8284
 371 FORMALITIES LETTER
 OC000000016818569
 OC000000016818569



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Date Mailed: 08/18/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/18/2005
- English Translation of the IA filed on 03/18/2005
- Copy of the International Search Report filed on 03/18/2005
- Copy of IPE Report filed on 03/18/2005
- Preliminary Amendments filed on 03/18/2005
- Information Disclosure Statements filed on 03/18/2005
- Oath or Declaration filed on 03/18/2005
- Small Entity Statement filed on 06/18/2005
- Request for Immediate Examination filed on 03/18/2005
- U.S. Basic National Fees filed on 03/18/2005
- Priority Documents filed on 03/18/2005
- Power of Attorney filed on 03/18/2005

JDW

DOCKETED	
RESPONSE DUE	10-18-05
CALENDARED	
CHECKED BY ATTY	8-18-05

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/528,522	PCT/CN03/00814	T38.12-0001